In the High Court of Punjab and Haryana, Chandigarh.

C.W.P. No.6920 of 2007

Date of Decision: 10.5.2007

Sukhdev Raj and Others.

…Petitioners.

Versus

Punjab State Electricity Board, Patiala and Others.

…Respondents.

CORAM: HON'BLE MR.JUSTICE M.M.KUMAR
HON'BLE MR.JUSTICE RAJESH BINDAL

Present: Mr.R.K.Arora, Advocate
for the petitioners.

JUDGMENT

M.M.KUMAR, J. (ORAL)

The prayer made in the instant petition filed under Article 226 of the Constitution is for issuance of directions to the respondents to grant the category of posts held by the petitioners, who are members of Scheduled Caste and their posts now fall under Group-B, earlier in Class-III (Non-Gazetted), reservation @ 20% in promotions in terms of the instructions 16.5.2002 (Annexure P3) duly adopted by the respondent No.1 vide letter dated 8.7.2002 and in view of instructions dated 13.6.2003 and circular dated 13.1.2006 issued by respondent No.1 and as per classification of posts vide letter dated 25.8.2004. A further prayer has been made to grant all consequential benefits to the petitioners i.e. consideration for promotions to the higher rank as per their seniority under the reservation policy.

The petitioners have served a legal notice dated 7.8.2006 (Annexure P7) upon respondents No.1 & 3, respectively. But nothing has been heard from the respondents till date. Thus, they filed the instant petition.

After hearing learned counsel for the petitioner and perusing the paper book, we dispose of the the writ petition at this stage with a direction to the respondents to take decision on the legal notice dated 7.8.2006 (Annexure P7) by passing a speaking order within a period of two months from the date of receipt of a certified copy of this order, especially in view of the law laid down by Hon'ble the Supreme Court in the case of **"Salem Advocate Bar Association v. Union of India" (2005) 6 SCC 344**.

Petition stands disposed of in the above terms.

(M.M.KUMAR)
Judge

May 10, 2007 **(RAJESH BINDAL)**
dkb **Judge**